

**MINUTES OF THE DEEP CREEK  
DISTRIBUTION SYSTEM ANNUAL MEETING  
February 1, 2005  
Deep Creek/Mosby Water Users Office  
Lapoint, Utah**

The meeting was called to order at 1:00 pm with Marvin Huber conducting. There were no minutes available to be read.

Lee Sim read the financial report, budget expenditures, and delinquent water assessments for 2004. The balance of the distribution funds at the beginning of the year was \$6,425.49, receipts were \$6,249.24, expenditures at \$7,399.51, leaving a balance at the end of the year \$5,275.22. Three accounts were delinquent for a total of \$1,112.13. A motion was made by Raymond Murray to accept the financial report as given, seconded by Charmin Justice, the voting was unanimous.

River Commissioner Bryan Smith then gave his report on the activities on the river for 2004. The commissioner indicated there was ample snow pack last winter which came off steadily. Mosby Creek flows sustained at or near duty all season long. August brought two week turns in the water supply and Julius park was never shut off. The commissioner cleaned the canal north of the LaPoint Highway to remove beaver dams and trash to prevent any flooding. He also cleaned above the Mill Canyon weir to get accurate readings. Beaver dam debris were removed several times at the culvert near Martin Huber property. He recommends that the outlet structure at Hubers be replaced. It was removed because of deterioration. Diversion and regulation of the water supply overall went well last year. A motion was then made to accept the commissioner's report by Martin Huber, seconded by Charmin Justice, all approved.

Mr. Sim then indicated that Mr. Smith's four year tenure as commissioner is up and appointment for commissioner for the next four years was in order. A motion to reappoint Bryan Smith as commissioner was made by Martin Huber, seconded by Charmin Justice, all approved.

Mr. Huber then asked for discussion on the upcoming budget for 2005. A motion was made by John Justice to set the budget at \$9,517.00 with the assessment at \$6,400.00, seconded by Raymond Murray, the voting was unanimous.

Marvin Huber then mentioned the next item of business was the appointment of directors for the upcoming year. A motion was made by Martin Huber to have John Justice replace John Allred on the committee and the rest of directors to remain as constituted and to vote them in by acclamation, seconded by Raymond Murray, all approved.

Mr. Sim then discussed pending legislation that pertains to the State Engineer's Powers and Duties and Water Enforcement Procedures and Penalties. Copies of a summary of information about House Bills 29,38, and 157 were passed to the water users and discussed with them.

With no further discussion, a motion to adjourn the meeting was made by seconded by Raymond Murray, meeting adjourned at 1:45 pm.

Those attending the meeting were as follows:

Name	Representing
Raymond Murray	Deep Creek Water User
Brian Murray	Mosby Water User
Charmine Justice	Deep Creek Water User
Robert Justice	Deep Creek Water User
John Allred	Deep Creek Water User
John Justice	Mosby Water User
Martin Huber	Deep Creek Water User
Bryan Smith	Water Commissioner
Andrew Dutson	Division of Water Rights - Vernal Office
Bob Leake	Division of Water Rights - Vernal Office
Lee Sim	Division of Water Rights - Salt Lake Office
John S. Larsen	Division of Water Rights - Salt Lake Office
Marvin Huber	Deep Creek Water User